

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Social Welfare – East Godavari District – Land acquired admeasuring Ac.0.96 cents bearing S.No.501/2A of Vommangi village, Prathipadu Mandal for providing house sites to weaker sections' people - Release of balance decretal charges of Rs.1,36,801/- as ordered by Hon'ble High Court in AS No.564/95 in OP No.7/86 - Orders - Issued.

SOCIAL WELFARE (LA) DEPARTMENT

G.O.Rt.No. 203

Dated. 02-03-2010.
Read the following:-

1. From the Collector, East Godavari District Lr. Rc.
No.G2/586/2000, dated .25-4-2008.
2. From the Commissioner of Social Welfare, AP, Hyderabad
Letter Rc.No.LA3/4786/2008, Dated.16-5-2008.
3. From the Chief Commissioner of Land Administration,
AP, Hyderabad letter No.G2/718/2009, dated.22-9-2009.

ORDER:

The Chief Commissioner of Land Administration, AP, Hyderabad in the letter 3rd read above has stated that the District Collector, East Godavari has reported that the land to an extent of Ac.17.15 cents of Vommangi village, Prathipadu mandal was acquired under Award No.31/79 on 20-11-1979 in which an extent of Ac.0.96 cents of Dry land covered in SNo.501/2A of Vommangi village was involved. The Land Acquisition Officer and RDO, Peddapuram awarded an amount of R.3,000/- per acre and payment was made to the land losers. Dissatisfied with the amount awarded by the Land Acquisition Officer & RDO, Peddapuram one of the awardee Sri Ramisetty Ramarao of Vommangi village, Prathipadu Mandal received the compensation under protest and requested to refer his case to Senior Civil Judge, Peddapuram for enhancement of compensation under section 18(2) of Land Acquisition Act.

2. The case was referred to the Court of Subordinate Judge, Peddapuram in OP No.7/86 and the Court in its judgment dated.30-1-1995 ordered that the compensation amount of Rs.3,312/- awarded to the claimant is sufficient for acquisition of Ac.0.96 cents of Govt. dry land in Sy.No.501/2A of Vommangi village. Aggrieved by the orders of the Court, the claimant Sri Ramsetti Rama Rao filed appeal before the Hon'ble High Court in AS No.564/95 and the Court issued orders on 29-12-1997 that the claimant entitled to compensation for the land covered under their appeal @ Rs.29,040/- per acre together with 30% solatium on the enhanced amount of compensation and interest @ 9% per annum for one year from the date of taking possession of the land and thereafter @ 15% p.a. till the date of payment. The G.P. for Appeals, High Court of AP has opined that this is not a fit case to prefer any further appeal to the Hon'ble Supreme Court of India as there are no valid grounds to discharge with the Judgment. The District Collector, EG Dist., has requested for sanction of an amount of Rs.1,36,801/- towards decretal charges as per orders in AS No.564/95 The Chief Commissioner of Land Administration, AP, Hyderabad has, therefore submitted the proposals of the District Collector, East Godavari for sanction of Rs.1,36,801/- towards decretal charges as per orders in AS No.564/95 in OP No.7/86.

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3. In view of the above circumstances, the Government, after careful examination, hereby accord permission to the Commissioner of Social Welfare, AP, Hyderabad to release an amount of Rs.1,36,801/- (Rupees one lakh thirty six thousands eight hundred and one only) to the District Collector, East Godavari towards payment of balance decretal charges in respect of the Dry land acquired to an extent of Ac.0.96 cents bearing Sy.No.501/2A of Vommangi village, Prathipadu mandal, for providing house sites to weaker section's people, as ordered by High Court of A.P., dated.29-12-1997 in AS No.564/95 in OP No.7/86.

4. The expenditure sanctioned at para (3) above shall be met from the provision available in the Budget Estimates 2009-10 and debited to the following head of Account:-

"2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes -01 Welfare of Scheduled Castes – M.H.283- Housing – GH.11- Normal State Plan – SH (08) – Acquisition of House Sites for weaker sections under INDIRAMMA Programme – 310 – Grants-in-aid 312 – Other Grants-in-aid".

5. The Commissioner of Social Welfare, Hyderabad, is directed to issue necessary proceedings to the Collector, East Godavari District accordingly.

6. The District Collector, East Godavari District, shall verify the calculation sheet submitted by the Land Acquisition Officer once again before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Exp.SW) Department as per the instructions issued vide their U.O. Note No.12869/196/A1/Exp.SW/2009, dated.22-5-2009 and U.O. No.15926/256/A1/ Expr.SW/09, dated.17-8-2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY,
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Chief Commissioner of Land Administration, AP, Hyderabad.

The Commissioner of Social Welfare, AP, Hyderabad.

The Collector, East Godavari District, Kakinada.

Copy to :

The Director of Treasuries and Accounts, A.P. Hyderabad.

The Accountant General, A.P, Hyderabad.

The District Treasury Officer, East Godavari District at Kakinada.

The Finance (Exp.SW) Department.

Sf/sc

//FORWARDED::BY ORDER//

SECTION OFFICER